

February 24, 2015

**VIA E-MAIL AND ECF**

The Honorable Denise L. Cote  
 Daniel Patrick Moynihan  
 United States Courthouse  
 500 Pearl Street, Room 1610  
 New York, NY 10007-1312

Re: *FHFA v. Nomura Holding America Inc.*, No. 11 Civ. 6201 (DLC)

Dear Judge Cote:

Plaintiff Federal Housing Finance Agency (“FHFA”) and Defendants in the above-captioned Action (collectively, the “Parties”) write concerning the Court’s endorsement of FHFA’s February 9, 2015 letter (Dkt. 1250), ordering the Parties to submit a joint report listing the proposed redactions to FHFA’s Oppositions to Defendants’ Motions *in Limine* Nos. 7, 8, 9, and 10, and the Court’s endorsement of FHFA’s February 10, 2015 letter (Dkt. 1257), ordering the Parties to submit a joint report listing the proposed redactions to FHFA’s Reply in Support of FHFA’s Motion *in Limine* No. 7, in *FHFA v. Nomura Holding America Inc.*, No. 11 Civ. 6201 (DLC).

The Parties have met and conferred and agree that there are no proposed redactions to FHFA’s Reply in Support of FHFA’s Motion *in Limine* No. 7 or FHFA’s Opposition to Defendants’ Motion *in Limine* No. 10. The Parties have also agreed that the documents in support FHFA’s Oppositions to Defendants’ Motions *in Limine* Nos. 7, 8, and 9 identified herein should be filed in redacted form or under seal, as described in detail below. Pursuant to this Court’s prior orders on these subjects and consistent with Sections 2.6, 2.7, 2.8, and 9 of the First Amended Protective Order dated January 11, 2013, the Parties propose to redact or file under seal documents that contain (1) borrower information and (2) personal information. There is no dispute among the parties as to what materials should be redacted.

The following charts reflect the exhibits to which the Parties are requesting redaction:

<b><i>FHFA v. Nomura Holding America Inc.,</i></b> <b>Exhibits to FHFA’s Opposition to Defendants’ Motion <i>in Limine</i> No. 7</b>		
<b>Exhibit Number</b>	<b>Location of Redaction (pages, columns, under seal)</b>	<b>Reason for redaction</b>
3	Pages 2-3	Personal information
4	Pages 2-4	Personal information
6	Under seal	Borrower information
9	Page 5	Borrower information
11	Pages 2-3	Borrower information

<b><i>FHFA v. Nomura Holding America Inc.,</i></b> <b>Exhibits to FHFA's Opposition to Defendants' Motion in Limine No. 8</b>		
<b>Exhibit Number</b>	<b>Location of Redaction (pages, columns, under seal)</b>	<b>Reason for redaction</b>
1	Page 4	Personal information
6	Under seal	Borrower information
7	Under seal	Borrower information
11	Under seal	Borrower information
12	Under seal	Borrower information
13	Under seal	Borrower information

<b><i>FHFA v. Nomura Holding America Inc.,</i></b> <b>Exhibits FHFA's Opposition to Defendants' Motion in Limine No. 9</b>		
<b>Exhibit Number</b>	<b>Location of Redaction (pages, columns, under seal)</b>	<b>Reason for redaction</b>
2	Under seal	Borrower information
3	Under seal	Borrower information

Highlighted copies of the above-listed exhibits are being submitted to the Court via email.

Respectfully Submitted,

/s/ Philippe Z. Selendy

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